

BEFORE THE WATER RESOURCES DIRECTOR OF OREGON

Union County

IN THE MATTER OF THE APPLICATION)
OF BOISE CASCADE CORPORATION FOR)
THE APPROVAL OF A CHANGE IN PLACE)
OF USE OF WATER FROM A WELL)

ORDER APPROVING
TRANSFER NO. 3364

On May 15, 1975, Boise Cascade Corporation filed an application in the office of the Water Resources Director for the approval of a change in place of use of water from a well, pursuant to the provisions of ORS 540.510 to 540.530.

Certificate of water right issued to Boise Cascade Corporation and recorded at Page 36555, Volume 28, State Record of Water Right Certificates, confirms a right to the use of not to exceed 3.3 cubic feet per second of water from a well for log deck sprinkling and fire protection in S $\frac{1}{2}$ NE $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 16, Township 1 North, Range 39 East, W.M., with a date of priority of March 7, 1967. The well is located 267 feet North and 55 feet East from the Southwest corner of NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 16, being within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 16, Township 1 North, Range 39 East, W.M.

The applicant herein, owner of the lands where the above described water right is appurtenant, proposes to change the use of water without loss of priority to municipal use for the City of Elgin in S $\frac{1}{2}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 10, all of Section 15, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ of Section 16, NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 21, N $\frac{1}{2}$ NE $\frac{1}{4}$ and N $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 22, Township 1 North, Range 39 East, W.M.

Notice of the filing of the application was given by publication setting forth a time and place certain for hearing objections to the proposed change in point of diversion of water, if any there were, namely: at the

county courthouse in La Grande, Oregon, on April 27, 1976, at 9:30 a.m. The notice was published in the Elgin Recorded, a newspaper printed and having general circulation in Union County, Oregon, for a period of three weeks in the issues of March 4, 11 and 18, 1976. The date set for hearing in said notice was not less than thirty days after the last publication of the notice.

Mr. Boyd Hadden, Watermaster of District No. 6, has filed a statement to the effect that the proposed change in use of water may be made without injury to existing rights.

No objections having been filed and it appearing that the proposed change in use may be made without injury to existing rights, the application should be approved.

NOW, THEREFORE, it hereby is ORDERED that the change in use of water is approved and the water right hereinbefore described as appurtenant to log deck sprinkling and fire protection in S $\frac{1}{2}$ NE $\frac{1}{4}$ and NE $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 16, Township 1 North, Range 39 East, W.M., with a date of priority of March 7, 1967, be severed therefrom and simultaneously and without loss of priority transferred to municipal use in S $\frac{1}{2}$ SW $\frac{1}{4}$ and S $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 10, all of Section 15, S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{2}$ of Section 16, NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 21, NE $\frac{1}{2}$ NE $\frac{1}{4}$ and NE $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 22, Township 1 North, Range 39 East, W.M.

It is FURTHER ORDERED that said water so transferred shall be applied to beneficial use on or before October 1, 1978.

It is FURTHER ORDERED that certificate of water right heretofore issued to Boise Cascade Corporation and recorded at Page 36555, Volume 28, State Record of Water Right Certificates, is canceled and upon receipt of proof satisfactory to the Water Resources Director of application of water to beneficial use, a certificate of water right shall be issued to the City of Elgin confirming the extent to which water has been applied beneficially.

Dated at Salem, Oregon, this 7th day of May, 1976.

/s/ JAMES E. SEASON
Director

STATE OF OREGON.

County of Marion.

ss.

I, James E. Sexson

Water Resources Director of the State of Oregon,

do hereby certify that the foregoing copy of order entered May 7, 1976 and recorded at

Page 134, Volume 27, Special Order Record of the Water Resources Director,

has been compared with the original and that it is a correct transcript therefrom and the whole of

such original order as the same appears

of record in my office and custody.

IN WITNESS WHEREOF, I have hereunto set my hand this 7th day of

May, 1976

Director

By



Timber and Wood Products Group

Boise Cascade

Northeast Oregon Region
P. O. Box 610
La Grande, Oregon 97850
(503) 963-3141

8C-1265
5C-1021.10

August 2, 1976

Ron Scoubes
City Recorder
City of Elgin
Elgin, OR 97827

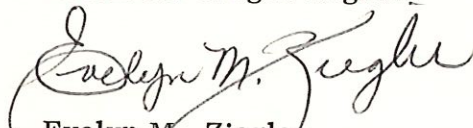
Dear Ron:

Enclosed for your files is copy of cancellation of Boise Cascade's water rights for the Elgin well. I have completed the application of water to beneficial use form (copy enclosed) and am forwarding it to the Water Resources Department. Upon receipt of same, the Water Resources Department should issue a certificate of water right to the City of Elgin (if my interpretation of their instructions is correct).

In regard to the billing from Abstract and Title Company that we discussed on the telephone, after discussing this further with John Reed Boise Cascade has decided to take care of this cost.

Yours very truly,

BOISE CASCADE CORPORATION
Northeast Oregon Region


Evelyn M. Ziegler
Forestry

NOTICE OF COMPLETE APPLICATION
OF WATER TO BENEFICIAL USE

Transfer No. 3364

I, John Reed, Region Manager, hereby certify that
of Boise Cascade Corporation, NEO Region,
on May 15, 1976, the water has been applied to the
lands to which the water right was transferred by an order of the State ^{Water Resources Director}
~~Engineer~~ dated May 7, 1976, approving an application for a
change in place of use of water from a well.

BOISE CASCADE CORPORATION

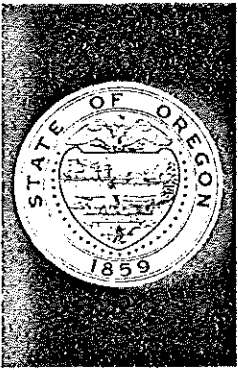
8/2/76

Date

By: John Reed

Signature

John Reed
Region Manager



WATER RESOURCES DEPARTMENT

1178 CHEMEKETA STREET N.E. • SALEM, OREGON • 97310 • Phone 378-3066

ROBERT W. STRAUB
GOVERNOR

T-3364

June 25, 1976

Boise Cascade Corporation
P. O. Box 610
La Grande, Oregon 97850

Gentlemen:

Enclosed is a certified copy of the order of the Water Resources Director approving your application for a change in use of water from a well.

Also enclosed is a notice of complete application of water which should be dated signed, and returned to this office when the water has been applied to beneficial use. According to the terms of the order, this should be done on or before October 1, 1978.

Sincerely,

Wayne J. Overcash

Wayne J. Overcash
Water Rights Engineer

WJO:whh

Enclosures

cc: Boyd Hadden, Watermaster, Dist. No. 6

cc: City of Elgin